HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THURSDAY ,THE SEVENTEENTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HONOURABLE SMT JUSTICE P.SREE SUDHA

FIRST APPEAL NO: 2001 OF 2002

Appeal under section 96 of C.P.C against the Judgment and Decree Dated 22-04-2002 made in O.S.No.75 of 1995 on the file of the Court of the II Additional Senior Civil Judge, Ranga Reddy district at L.B.Nagar, Hyderabad.

Between:

Guduru Anji Reddy, S/o.Veera Reddy, aged about 64 years, R/o.Nagaram Village, Keesara Mandal, Ranga Reddy District.

...APPELLANT/DEFENDANT

AND

Smt. Rudraraju Venkata Subbamma, W/o.Raghuram Krishna Raju, Aged about 52 years, occ: House Hold, R/o.H.No.15/A, Vengalraonagar Colony, Hyderabad.

...RESPONDENT/PLAINTIFF

Counsel for the Appellants : SRI P.VENUGOPAL

Counsel for the Respondent : SRI R.NARASIMHA REDDY

The Court made the following: ORDER

THE HON'BLE JUSTICE SMT P.SREE SUDHA

APPEAL SUIT No.2001 OF 2002

JUDGMENT :

This appeal is directed against the judgment dated 22.04.2002 passed in O.S.No.75 of 1995 on the file of the learned II Additional Senior Civil Judge, L.B.Nagar, Ranga Reddy District.

2. The appellant herein is the defendant and the respondent is the plaintiff in the suit.

3. Earlier this appeal was dismissed for non-prosecution i.e. on 24.11.2005. When the matter is taken up, the learned counsel for the appellant submitted that he has no instructions from his client to proceed further in the matter. Recording the above submission, the appeal is dismissed for non-prosecution.

4. Be that as it may, the appellant filed an application *vide* A.S.M.P.No.1058 of 2006 seeking to set aside the judgment dated 24.11.2005. This Court on 15.06.2006 ordered the application and the suit is restored to file.

5. It is seen from the docket that the appeal is listed on 12.04.2002, 29.06.2022 and 13.10.2022. The learned counsel for the appellant sought time to take instructions from his client and ordered to list the matter on 14.11.2022.

6. Today when the matter is listed, the learned counsel for the appellant submitted that he has no instructions from his client and accordingly he made an endorsement in the E.B 'as not pressed'.

7. In the light of the above discussion and for the reason that the learned counsel for the appellant has made an endorsement as not pressed, this Court has no objection except to dismiss the appeal. However, there shall be no orders as to cost.

8. Accordingly, this appeal is dismissed.

As a sequel, miscellaneous petitions pending, if any, shall stand closed.

Sd/-B.SATYAVATHI
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

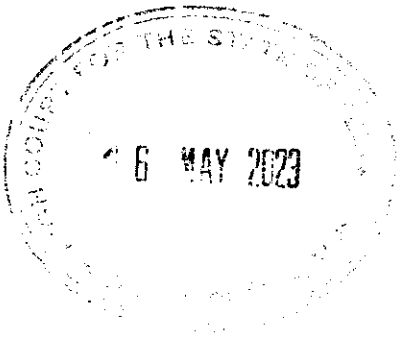
To,

1. The II Additional Senior Civil Judge, Ranga Reddy District at L.B.Nagar, Hyderabad. (With records if any)
2. One CC to SRI P.Venugopal, Advocate [OPUC]
3. One CC to SRI R.Narasimha Reddy, Advocate [OPUC]
4. Two CD Copies.

BSK

HIGH COURT

DATED:17/11/2022



ORDER

AS.No.2001 of 2002

DISMISSING THE A.S
WITHOUT COSTS

(S)

PR
23/3/23